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7 MARIE ENCAR ARNOLD,
8 Plaintiff,
9 v.
10 UNITED STATES MARSHAL SERVICE,
et al.,
11 Defendants.

Case No. 22-cv-09188-SI

**ORDER ADOPTING REPORT AND
RECOMMENDATION AND
DISMISSING CASE WITHOUT LEAVE
TO AMEND**

Re: Dkt. No. 37

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13 On September 13, 2013, Magistrate Judge Ryu issued a Report and Recommendation
14 recommending that this case be dismissed without leave to amend because plaintiff's first amended
15 complaint did not address the deficiencies identified in the Screening Order and plaintiff's
16 allegations are implausible and fantastic. Dkt. No. 37. Pursuant to Federal Rule of Civil Procedure
17 72, objections to the Report and Recommendation were due no later than October 2, 2023 (14 days
18 from service of the Report and Recommendation, plus 3 days to allow for mail service). The Court
19 has not received any objections from Ms. Arnold.

20 The Court has reviewed the Report and Recommendation and agrees with the findings and
21 recommendation that the case be dismissed without leave to amend. Accordingly, the Court
22 ADOPTS the Report and Recommendation and DISMISSES this case without leave to amend
23 pursuant to 28 U.S.C. § 1915(e)(2).

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25 **IT IS SO ORDERED.**

26 Dated: October 10, 2023

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SUSAN ILLSTON
United States District Judge